

## **EXHIBIT 10**

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2 RORY G. BENS (State Bar No. 201674)  
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7 AFFINITY ENGINES, INC.

8 UNITED STATES DISTRICT COURT  
9  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN JOSE DIVISION

12 GOOGLE INC., a Delaware corporation,

13 Plaintiff,

14 v.

15 AFFINITY ENGINES, INC., a Delaware  
16 corporation,

17 Defendant.

CASE NO.: C 05-00598 JW

**NOTICE REGARDING EXHIBIT  
ATTACHMENT**

1 This Exhibit in support of Affinity Engines Inc. Declaration of Rory G. Bens in  
2 Support of Affinity Engines, Inc.'s Reply to Google's Opposition to Affinity Engines, Inc.'s  
3 Motion for Further Case Management Conference Re: Scope of Brin and Page Depositions, is in  
4 paper form only and is being maintained in the case file in the Clerk's office.

5 Reason for Manual filing:

6 Exhibits designated "Confidential – Attorneys Eyes Only". Exhibits being filed  
7 under seal.

8 Dated: November 21, 2005

G. HOPKINS GUY, III  
ORRICK, HERRINGTON & SUTCLIFFE LLP

10  
11 /s/  
12 Attorneys for Defendant  
13 Affinity Engines, Inc.  
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